

the recommendation that it do pass, and be printed.

ROGERS of Travis, Chairman.

House Bill 253 Ordered Not Printed

On motion of Senator Rogers of Travis, and by unanimous consent, H. B. No. 253 was ordered not printed.

House Joint Resolutions on First Reading

The following House Joint Resolutions received from the House were read first time and were referred to the committees indicated:

H. J. R. No. 31, To the Committee on Constitutional Amendments.

H. J. R. No. 15, To the Committee on Constitutional Amendments.

Adjournment

On motion of Senator Weinert, the Senate, at 12:45 o'clock p. m., adjourned until 10:30 o'clock a. m. tomorrow.

FORTY-FIRST DAY

(Tuesday, March 29, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent—Excused

Lane

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

Our Father, as Thou didst make

known Thy ways to Moses and our pilgrim fathers, so wilt Thou make known Thy ways to us. Teach us that Moses the meek became the mightiest of men; and that Thou hast said, "Blessed are the meek, for they shall inherit the earth." In Christ's name we pray. Amen.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Hardeman submitted the following reports:

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 24, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass and be not printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 539, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 541, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 425, have had the same under

consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 322, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 249, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 198, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 100, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B.

No. 509, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 316, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 231, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 152, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State

Affairs, to whom was referred S. B. No. 102, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass and be not printed, but that committee substitute for S. B. No. 102, adopted in lieu thereof, do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 102 was read first time.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 156, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 295, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 370, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 241, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 183, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 99, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass and be not printed, but that committee substitute for S. B. 99 adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 99 was read first time.

Senator Colson submitted the following reports:

Austin, Texas,
March 28, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. C. R. No. 24, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLSON, Chairman.

Austin, Texas,
March 28, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 290, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

COLSON, Chairman.

Austin, Texas,
March 28, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Educa-

tion, to whom was referred H. B. No. 268, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

COLSON, Chairman.

Senator Kelley submitted the following reports:

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred S. B. No. 304, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

KELLEY, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 551, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

KELLEY, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred S. B. No. 337, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY, Chairman.

Senator Fly submitted the following report:

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 294, have had the same under consideration, and we are instructed to report it back

to the Senate with the recommendation that it do pass, and be printed.

FLY, Chairman.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate the the House has passed the following:

H. B. No. 9, A bill to be entitled "An Act amending Article 2621 of the Revised Civil Statutes of 1925 of the State of Texas, so far as to provide for a senior college at Arlington State College, prescribing courses of study, and providing an effective date, and declaring an emergency."

The House refused to concur in Senate amendments to House Bill No. 140 and has requested the appointment of a Conference Committee to consider the differences between the two Houses, by viva voce vote.

House appointed the following Conference Committee: Smith of Hays, Bradshaw, Osborn, Sayers, Seeligson.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives.

Conference Committee on House Bill 140

Senator Martin called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 140 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following conferees on the bill on the part of the Senate: Senators Martin, Shireman, Aikin, Fly and Lock.

Senate Bill 376 on First Reading

Senator Phillips moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—25

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Lock	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Weinert
Moore	Willis

Absent

Corbin	Latimer
Hazlewood	Secrest
Kelley	

Absent—Excused

Lane

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Phillips:

S. B. No. 376, A bill to be entitled "An Act creating the Urban Development Division in the Board of Water Engineers, granting the Board certain authority, powers, and duties relating to annexations, de-annexations, incorporations, de-incorporations, and consolidations of cities; prescribing procedures; providing for a filing fee; providing for judicial review; providing a severability clause; providing a savings clause; repealing laws in conflict; and declaring an emergency."

To the Committee on State Affairs.

House Bill 16 on Second Reading

On motion of Senator Weinert, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time S. B. No. 98, and that H. B. No. 16 containing the same subject matter be substituted in lieu thereof.

The President then laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 16, A bill to be entitled "An Act to adopt and establish general statutory provisions applicable

to business corporations; to provide for the incorporation, regulation, admission to do business in Texas, merger, consolidation, receivership, dissolution, and liquidation of those business corporations to which this Act shall apply; to provide that it shall apply to certain Texas corporation incorporated after the Act becomes effective, and certain foreign corporations admitted to do business in Texas after it becomes effective, for voluntary adoption of the provisions of the Act by certain other corporations and for application of the Act to certain other corporations upon the expiration of five years after the Act becomes effective; to provide for powers, duties, authorizations and responsibilities of affected corporations and their officers, directors and stockholders; to repeal acts in conflict herewith; and containing a savings clause."

The bill was read the second time.

Senator Weinert offered the following amendment to the bill:

Amend H. B. No. 16 by adding thereto a new article to be numbered and to read as follows:

PART ELEVEN

ARTICLE 11.01. Emergency Clause

A. The fact that existing laws of the State of Texas have been amended from time to time over a period of some seventy years and more without any adoption meanwhile of a complete act relating to business corporations generally, the provisions of which are consistent with one another; the fact that with so many amendments of the corporation laws applicable to business corporations generally over so many years there have developed many uncertainties in the corporation laws of this State and with the result that there is now an imperative need for clarification of certain provisions of the existing laws; the fact that all of the other states than Texas in which large and important business is transacted have adopted in recent years modern corporation laws and with the result that Texas citizens are increasingly prone to organize their corporate ventures under the laws of other states than the laws of Texas because Texas does not have such a modern act; and the fact that Texas in such connection is losing a substantial volume of corporate enterprise which it should otherwise gain from and after the time that a modern

business corporation act becomes effective in Texas and is losing tax income from ad valorem taxes, filing fees and otherwise meanwhile; all such facts create an emergency and public necessity that the constitutional rule requiring bills to be read on three separate days in each House be suspended and said rule is hereby suspended; and require that this Act take effect and be in force from and after the date of its enactment, and is so enacted.

The amendment was adopted.

Senator Weinert offered the following amendment to the bill:

Amend H. B. 16 by adding to the caption the words "and declaring an emergency."

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend H. B. 16, Art. 2.29, line 33, page 17, by changing the period therein to a semicolon and add the following:

"provided, however, that when any foreign corporation without a permit to do business in this state lawfully owns or may lawfully own or acquire stock in Texas corporation, it shall not be unlawful for such foreign corporation to vote said stock and participate in the management and control of the business and affairs of such Texas corporations as other stockholders, subject to all laws, rules and regulations governing Texas corporations and especially subject to the provisions of the Anti-Trust Laws of the State of Texas."

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend House Bill 16, part Five, by adding a new Article on page 40 to be known as Article 5.14, to read as follows:

"Article 5.14. Nothing contained in part Five of this Act shall ever be construed as affecting, nullifying or repealing the Anti-Trust Laws or as abridging any right or rights of a dissenting stockholder under existing laws."

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend H. B. 16, Part Nine, Article 9.15, p. 62, by adding a new subsection to be known as "C" to read as follows:

"C. Provided that nothing in this Act shall in anywise affect or nullify the Anti-Trust Laws of this state."

The amendment was adopted.

On motion of Senator Weinert and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 16 on Third Reading

Senator Weinert moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 16 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Fuller	of Childress
Hardeman	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
McDonald	Weinert
Moffett	Willis
Moore	

Nays—1

Martin

Absent

Hazlewood

Absent—Excused

Lane

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Martin and Hardeman asked to be recorded as voting "Nay" on the final passage of H. B. No. 16.

Senate Bill 160 with House Amendments

Senator Fly called S. B. No. 160 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Fly moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent

Hazlewood

Absent—Excused

Lane

Presentation of Guests

Senator Weinert by unanimous consent presented students of Social Science Class of Nixon Grade School of Nixon and teacher, Mrs. R. S. Holmes, to the Members of the Senate.

Senate Resolution 155

Senator Ratliff offered the following resolution:

Whereas, We are honored today to have in the gallery a class of ten students of American Government of Snyder High School, Snyder, Texas, Scurry County, accompanied by Haskell Beard, teacher; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Ratliff by unanimous consent presented the students and Mr. Beard to the Members of the Senate.

Senate Resolution 156

Senator Wagonseller offered the following resolution:

Whereas, A class of the Gorman High School are guests of the State Senate of the Fifty-fourth Texas Legislature on Tuesday, March 29, 1955; and

Whereas, These thirty-five interested and ambitious students accompanied by their teacher, Mrs. M. F. Allen, made a trip of some two hundred miles to watch the proceedings of the House and Senate; and

Whereas, Each of these students are to be praised and commended for their interest in our grand and glorious State of Texas and its government and Mrs. M. F. Allen and Mr. Wynn are to be praised and commended for their splendid work in assuring these students the opportunity to see these governmental proceedings; now, therefore, be it

Resolved, That we extend our sincerest best wishes to this fine group of Texans, and that an enrolled copy of this resolution bearing the official Seal of the Senate be forwarded to them in recognition of their visit and interest in their State government.

The resolution was read and was adopted.

Senator Wagonseller by unanimous consent presented the students and Mrs. Allen to the Members of the Senate.

Senate Resolution 157

Senator Latimer offered the following resolution:

Whereas, We are honored today to have in the gallery the American History Class from the Luther Burbank High School of San Antonio, Texas, accompanied by their teacher, Mr. Bill Lafferty; and

Whereas, These students and guests

are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Latimer by unanimous consent presented the students and Mr. Lafferty to the Members of the Senate.

Senate Resolution 158

Senator Martin offered the following resolution:

Whereas, We are honored today to have in the gallery forty-two students of the Seventh, Eighth and Ninth Grades of the Milford School, accompanied by Mrs. Charlie Woodward and Mr. Roger H. Williams, their sponsors; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Martin, by unanimous consent, presented the students and Mrs. Woodward and Mr. Williams to the Members of the Senate.

Presentation of Guests

Senator Kazen, by unanimous consent, presented students of Civil Government Class of Benavides Junior High School of Benavides, with their teachers, A. N. Saeng, Miss Puz Lopez Lira, Louis Spencer and H. M. Pena, to the Members of the Senate.

Senate Bill 17 on Second Reading

The President laid before the Senate as pending business S. B. No. 17 on its second reading and passage to engrossment (the bill having been read the second time on Monday, March 28, 1955).

Question—Shall S. B. No. 17 be passed to engrossment?

On motion of Senator Fuller, and by unanimous consent, the caption of S. B. No. 17 was amended to conform to the body of the bill, as amended.

The bill as amended was passed to engrossment.

Motion to Place Senate Bill 17 on Third Reading

Senate Fuller moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 17 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—20

Aikin	Parkhouse
Ashley	Ratliff
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fly	Secrest
Fuller	Shireman
Hazlewood	Strauss
Kelley	Wagonseller
Latimer	Willis
Lock	

Nays—7

Hardeman	Moore
Martin	Phillips
McDonald	Roberts
Moffett	

Absent

Kazen	Weinert
Owen	

Absent—Excused

Lane

Message from the House

Hall of the House of Representatives,
Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that:

The House has granted the request of the Senate for the appointment of a conference committee on Senate Bill No. 28.

House appointed the following Conference Committee: Storey, Cooper, Chapman, Clements and Thurmond.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bill 509 Ordered Not Printed

On motion of Senator Hardeman, and by unanimous consent, H. B. No. 509 was ordered not printed.

Presentation of Guests

Senator Bracewell, by unanimous consent, presented students of the Housman Elementary School of Houston and teachers, Mrs. Lamb, Mrs. Ludlum, Mrs. McAlpin, Mr. Dunaway and Mr. Blanchard, to the Members of the Senate.

Senate Bill 2 on Second Reading

On motion of Senator Hardeman, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 2, A bill to be entitled "An Enabling Act to carry into effect the provisions of the proposed amendment adding Section 49c to Article III of the State Constitution; defining certain terms; declaring the Texas Water Development Board to be a state agency; providing for the levying of an ad valorem tax of three cents (3¢) per One Hundred Dollars (\$100) valuation until December 31, 1960 and authorizing the Board to levy a tax of not to exceed such a rate thereafter to secure the issuance of state bonds; setting standards for determining the tax rate and providing for terminating the tax levy; authorizing the issuance by the Board of One Hundred Million Dollars (\$100,000,000) in bonds to create the Texas Water Development Fund; providing the method, manner and mechanics of issuing the bonds; etc.; and declaring an emergency."

The bill was read second time.

Senator Hardeman offered the following amendment to the bill:

Amend Senate Bill 2, Section 2, Subsection (g) so that said Subsec-

tion (g) will hereafter read as follows:

"(g) 'Project' means any engineering undertaking or work for the purpose of the conservation and development of the water resources of the State of Texas, including the control, storing and preservation of its storm and flood waters and the waters of its rivers and streams and their respective watersheds for all lawful purposes by the acquisition, improvement or construction of dams, reservoirs and other water storage projects, including any system necessary for the transportation of water from storage to treatment plants, or for any one or more of such purposes or methods."

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend Senate Bill No. 2 by striking out the first four sentences of Section 22 appearing on lines 23 through 35, page 9, of the printed bill, and substituting in lieu thereof the following:

"Section 22. The office of the Board shall be in the City of Austin, Texas. The Board shall meet once each month in the City of Austin on a day selected by it, and continue with each meeting until its docket is cleared, subject to recesses at the discretion of the Board. The Chairman of the Board may call a special meeting of same at any time he deems necessary by giving the other members reasonable notice thereof. The members shall be entitled to their reasonable expenses for each meeting so attended, and a per diem of Ten Dollars (\$10) per day for not exceeding fifty (50) days for any one year. A majority of the members shall constitute a quorum for the transaction of any business, for the performance of any duty, or for the exercise of any power of the Board."

The amendment was read.

Senator Martin offered the following amendment to the amendment:

Amend Hardeman amendment No. 2 by adding a new sentence at the end to read as follows:

"And further provided that a full set of minutes shall be maintained, reflecting every action of the Board; such minutes shall be attested to by the Executive Director and the signatures of at least two members of the

Board, and the attestation to the previous minutes shall be the first order of business at the next meeting of the Board."

The amendment to the amendment was adopted.

The amendment, as amended, was then adopted.

Senator Hardeman offered the following amendment to the bill:

Amend Senate Bill No. 2 by striking the words "Texas Water Commission" wherever they appear in the bill and substituting in lieu thereof the words "Board of Water Engineers or its successor."

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend Senate Bill No. 2 by striking out all of Section 2 (e) and substituting in lieu thereof the following:

"'Commission' means the Board of Water Engineers or its successor."

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend Senate Bill No. 2 by striking out all of Section 3 thereof and substituting in lieu thereof, the following:

"Section 3. On or before the first day of the month following the proclamation by the Governor of the adoption by the voters of Section 49c of Article III of the Constitution of the State of Texas, the Governor shall appoint six (6) resident citizens of the State of Texas at least one of whom shall be a licensed professional engineer as members of the Texas Water Development Board, by and with the advice and consent of the Senate. Initially and thereafter, at least one (1) of the six (6) Board members shall be a resident of each of the five (5) State districts into which the State has been divided by the provisions of Section 4A of Chapter 3, Acts of the Forty-sixth Legislature, 1939. The sixth member shall be appointed from the State at large and shall serve as the Chairman of the Board. Of the members initially appointed each shall hold office from the date of his appointment for the following respective terms, and until his respective successor shall qualify: Two members for two (2) years, two

for four (4) years, and two for six (6) years from the first day of the month following the proclamation of the Governor of the adoption of Section 49c of Article III of the Constitution. The Governor, at the time of making and announcing the appointment of said six (6) members, as well as in the commission issued by him to each of them, shall designate which of said members shall serve for each of the said respective terms, and also which shall be the member from the State at large and Chairman. Upon the expiration of each of said terms, the term of office of each member thereafter appointed by and with the advice and consent of the Senate shall be six (6) years from the time of his appointment and qualification. In case any member shall be allowed to hold over after the expiration of his term, his successor shall be appointed for the balance of the unexpired term. Vacancies in said Board shall be filled by the Governor for the unexpired term by and with the advice and consent of the Senate. Each member shall be eligible for reappointment in the discretion of the Governor.

"Each member of the Board shall qualify by taking the official oath of office prescribed by law, and by executing a bond payable to the State of Texas in the sum of Five Thousand Dollars (\$5,000) to be approved by the Governor and conditioned upon the performance of his duties under the law. The premium on such bonds shall be paid out of funds available for administrative expenses of the Board.

"The Texas Water Development Board is hereby declared to be a state agency for performing the governmental function authorized in Section 49c of Article III of the Constitution of the State."

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend Senate Bill 2 by striking out all of Section 21 and inserting in lieu thereof the following:

"Sec. 21. The Board is hereby directed to purchase through the State Board of Control any and all supplies now or hereafter required by law as other State agencies, in order to carry on its functions as a State agency and the duties imposed upon it."

The amendment was adopted.

On motion of Senator Hardeman

and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

Senate Bill 2 on Third Reading

Senator Hardeman moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 2 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Nays—1

Moffett

Absent—Excused

Lane

The President then laid the bill before the Senate on its third reading and final reading.

The bill was read third time and was passed.

Recess

On motion of Senator Aikin the Senate at 11:57 o'clock a. m. took recess until 2:00 o'clock p. m. today.

After Recess

The President called the Senate to order at 2:00 o'clock p. m. today.

Leave of Absence

Senator Moffett was granted leave of absence for the remainder of today on account of illness on motion of Senator Hardeman.

Senate Bill 136 on Second Reading

On motion of Senator Strauss, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 136, A bill to be entitled "An Act amending Section 6, of Senate Bill 45, Acts of the 53rd Legislature, First Called Session, 1954, Chapter 54, page 119, to extend the time of existence of the Special 25th Judicial District Court of the Counties of Guadalupe, Gonzales, Lavaca and Colorado; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 136 on Third Reading

Senator Strauss moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 136 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Parkhouse
Ashley	Phillips
Bracewell	Ratliff
Colson	Roberts
Corbin	Rogers
Fly	of Childress
Kazen	Secrest
Kelley	Shireman
Lock	Strauss
McDonald	Wagonseller
Moore	Weinert
Owen	Willis

Nays—2

Hardeman Martin

Absent

Fuller	Latimer
Hazlewood	Rogers of Travis

Absent—Excused

Lane Moffett

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Ashley	Colson
Bracewell	Corbin

Fly	Ratliff
Kazen	Roberts
Kelley	Rogers
Latimer	of Childress
Lock	Secrest
McDonald	Shireman
Moore	Strauss
Owen	Wagonseller
Parkhouse	Weinert
Phillips	Willis

Nays—3

Aikin	Martin
Hardeman	

Absent

Fuller	Rogers of Travis
Hazlewood	

Absent—Excused

Lane	Moffett
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Senate Bill 286 on Second Reading

Senator Lock asked unanimous consent to suspend the regular order of business and take up S. B. No. 286 for consideration at this time.

There was objection.

Senator Lock then moved to suspend the regular order of business and take up S. B. No. 286 for consideration at this time.

The motion prevailed by the following vote:

Yeas—18

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Fly	Ratliff
Kazen	Roberts
Kelley	Rogers
Latimer	of Childress
Lock	Secrest
Martin	Strauss
McDonald	

Nays—6

Corbin	Shireman
Hardeman	Wagonseller
Moore	Willis

Absent

Colson	Rogers of Travis
Fuller	Weinert
Hazlewood	

Absent—Excused

Lane	Moffett
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The President laid before the Sen-

ate on its second reading and passage to engrossment the following bill:

S. B. No. 286, A bill to be entitled "An Act to amend the subject matter embraced in Section 3, Section 4, and Section 5 of the Texas Unemployment Compensation Act, as amended, (Senate Bill No. 5, Chapter 482, General and Special Laws of the Forty-fourth Legislature, Third Called Session, 1936, as amended), providing for the payment of benefits; providing benefit eligibility conditions; providing disqualification for benefits; providing for an effective date of this Act and its sections; providing for the repeal of all laws and parts of laws in conflict herewith; providing for the separability of provisions; and declaring an emergency."

The bill was read second time.

Senator Parkhouse offered the following amendment to the bill:

Amend S. B. No. 286, Section 3, Subsection (d) by striking out all of said Subsection, and inserting in lieu thereof the following:

"(d) For any benefit period with respect to which the Commission finds that his total or partial unemployment is due to a labor dispute at the factory, establishment, or other premises (including a vessel) at which he is or was last employed, or because of a labor dispute at another place, either within or without this State, which is owned or operated by the same employing unit which owns or operates the premises at which he is or was last employed, and supplies materials or services necessary to the continued and usual operation of the premises at which he is or was last employed, provided that this subsection shall not apply if it is shown by claimant to the satisfaction of the Commission that:

"(1) He is not participating in or financing or directly interested in the labor dispute, provided, however that failure or refusal to cross a picket line or failure or refusal for any reason during the continuance of such labor dispute to accept and perform his available and customary work at the factory, establishment, or other premises (including a vessel) where he is or was last employed shall be considered as participation and interest in the labor dispute; and

"(2) He does not belong to a grade or class of workers of which, immediately before the commencement of the

labor dispute, there were members employed at the premises (including a vessel) at which the labor dispute occurs, any of whom are participating in or financing or directly interested in the dispute."

The amendment was adopted.

Record of Votes

Senators Shireman, Moore, Corbin, Owen, Willis, McDonald and Roberts asked to be recorded as voting "nay" on the adoption of the above amendment.

On motion of Senator Lock, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

Record of Votes

Senators Shireman, Moore, Corbin, Willis, McDonald and Roberts asked to be recorded as voting "nay" on the passage of S. B. No. 286 to engrossment.

Motion to Place Senate Bill 286 on Third Reading

Senator Lock moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 286 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—21

Aikin	Martin
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fly	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Strauss

Nays—6

Corbin	Shireman
McDonald	Wagonseller
Moore	Willis

Absent

Fuller	Weinert
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Absent—Excused

Lane

Moffett

Reports of Standing Committees

Senator Weinert, by unanimous consent, submitted the following reports:

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 375, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WEINERT, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 373, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 372, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 173, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee Substitute therefor do pass and be not printed.

WEINERT, Chairman.

C. S. S. B. No. 173 was read the first time.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
March 29, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 41, A bill to be entitled "An Act requiring everyone taking surface water from watercourses under a claim of right other than one arising as a result of a permit or certified filing, to file with the Texas Water Commission a sworn statement giving such information as the Commission may require to aid in the administration of the water laws of the State and the inventorying of water resources; exempting from its provisions those taking water for domestic and livestock purposes; defining certain terms; providing for the time in which such statements must be filed; providing for penalties for violation; providing for the keeping of records and the filing of annual reports as required by Articles 7611, 7612, and 7612a, V. C. S.; protecting riparian rights; repealing all conflicting laws; providing a savings clause; and declaring an emergency."

H. B. No. 302, A bill to be entitled "An Act amending Article 527 of the Penal Code of the State of Texas, 1925, as amended by Section 1 of Senate Bill No. 28, Chapter 35, Acts of the Forty-eighth Legislature, Regular session, 1943, relating to immoral or depraved publications, motion pictures, penny arcade machine pictures and indecent objects, so as to provide that the editing, publishing or dissemination of any newspaper, book, pamphlet, magazine or any printed paper devoted mainly to the publication of scandals, whoring, lechery, assignation, intrigues between men and women and immoral conduct of persons, or of depraved acts showing violent brutality, or the possession or keeping for sale or distribution or assisting in the sale or distribution of any such newspaper, book, pamphlet, magazine or printed matter, or the showing of lewd, lascivious, obscene, indecent, immoral pictures, or of pictures of acts showing violent brutality, on the cover, jacket, frontispiece of any newspaper, book, pamphlet, magazine, or any printed matter so as to repre-

sent that such newspaper, book, or pamphlet, magazine or printed matter is devoted mainly to the publication of scandals, whoring, lechery, assignations, intrigues between men and women and immoral conduct of persons, or of depraved acts showing violent brutality, or to show, exhibit or display any such obscene, immoral or depraved cover, jacket, or frontispiece shall be a misdemeanor offense, and also making it unlawful for any person, firm, or corporation, or any agent or servant thereof, acting as a wholesale distributor or news agency to require, or demand of, any person, firm, or corporation selling goods, wares, and merchandise at retail to purchase or accept from such distributor or agency any particular newspaper, book, pamphlet, magazine or printed matter in order that such retailer might purchase or secure from such distributor or agency any other newspaper, book, pamphlet, magazine, or printed matter, providing a penalty for violations of this Act; repealing all laws in conflict with this Act insofar as they conflict with this Act; and declaring an emergency."

H. B. No. 204, A bill to be entitled "An Act amending the Uniform Narcotic Drug Act, Chapter 169, Acts of the 45th Legislature, Regular Session, as amended, by amending Section 23 providing penalties for violation of this Act; adding a new section to be called Section 24a providing for conviction on uncorroborated testimony of an accomplice, and declaring an emergency."

H. B. No. 308, A bill to be entitled "An Act to amend the Uniform Narcotic Drug Act, as enacted by Chapter 169, Acts of the 45th Legislature, 1937, as amended, by adding a new section thereto, to provide for the confiscation of any vehicle used for the illegal transportation of any narcotic drug; providing for replevy upon execution of bond; providing for forfeiture, sale or use of such vehicle; providing for protection of a valid lien holder of such vehicle; appropriating moneys derived from the sale of such vehicle to the use of the Department of Public Safety for enforcing this Act; requiring a report of such confiscation to be made; providing penalties; making the Act cumulative but controlling; providing for severability; and declaring an emergency."

H. B. No. 452, A bill to be entitled

"An Act amending Section 1 of House Bill No. 473, Chapter 9, Acts of the Forty-sixth Legislature, Special Laws, 1939, as amended, so as to provide for a purchasing agent in counties having a population of 100,000 or more inhabitants according to the last preceding Federal census; providing that the salary of the purchasing agent shall be set at a figure not less than Thirty-six Hundred Dollars (\$3600.00), nor more than Six Thousand Dollars (\$6,000.00) per year and providing that this salary shall be paid out of the General Fund and/or the Road and Bridge Fund; providing for a repealing clause; and declaring an emergency."

H. B. No. 223, A bill to be entitled "An Act exempting all residents over a certain age and all persons under a certain age from payment of any fees for any non-commercial hunting or fishing license; repealing all laws in conflict; and declaring an emergency."

H. B. No. 413, A bill to be entitled "An Act amending subsections (1), (2), and (4) of Section 2, Article XX of Chapter 184, Acts of the 47th Legislature, Regular Session, as amended, changing the amounts to be allocated from the Clearance Fund to the Blind Assistance Fund, the Children's Assistance Fund, and the Old Age Assistance Fund; fixing the operative date of the amendment; and declaring an emergency."

H. B. No. 654, A bill to be entitled "An Act to amend Sec. 35 of the Texas Motor Vehicle Safety Responsibility Act, passed by the 52nd Legislature, and known as Chapter 498, Page 1220, Acts Regular Session of the 52nd Legislature, and also known as Article 6701h, Vernon's Annotated Civil Statutes; also amending Article 5.11 of the Insurance Code of Texas, passed by the 52nd Legislature, and known as Chapter 491, Acts Regular Session of the 52nd Legislature, as amended by Acts of the 53rd Legislature, Regular Session, Chapter 50; repealing all laws in conflict herewith; declaring the rule of construction; providing an effective date for this Act; and declaring an emergency."

H. B. No. 142, A bill to be entitled "An Act creating a State Board of Registration for Public Surveyors; providing for registration of public surveyors; defining the terms "Registered Public Surveyor," "Public

Surveying and Public Surveyor," "person," "Board," and "Secretary"; providing for exemptions for certain persons in official positions; creating a Board which shall consist of six members who shall be citizens of the United States and residents of Texas; prescribing qualifications for membership on Board; providing method of appointment and prescribing term of office; defining a quorum of said Board; providing for and prescribing oath of office and the manner of filling vacancies; as well as removal for cause; prescribing the powers and duties of the Board; providing for times and places of meetings of Board; providing for removal of the Chairman; authorizing the Board to adopt rules and regulations; authorizing employment of Executive Secretary, restricting salaries to those comparable in other departments of State; providing that no expense of the administration of the Act shall ever be charged against the General Fund of the State of Texas; prescribing the fees to be received by the Board; outlining qualifications for registration under the Act; providing for payment of annual registration fee and penalty for delay; prescribing method of revocation and reissuance of certificates; providing penalties for violations; providing a savings and severable clause; repealing laws in conflict, and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives.

Senate Bills Nos. 375, 373, 372 and 173
Ordered Not Printed

On motion of Senator Colson, and by unanimous consent, S. B. No. 372 was ordered not printed.

On motion of Senator Parkhouse, and by unanimous consent, S. B. No. 375 was ordered not printed.

On motion of Senator Owen, and by unanimous consent, S. B. Nos. 173 and 373 were ordered not printed.

Bill Signed

The President signed in the presence of the Senate, after the caption had been read, the following enrolled bill:

H. B. No. 27, A bill to be entitled "An Act requiring every water district, created pursuant to the Con-

stitution of Texas, to file with the Texas Water Commission a certified copy of the Act or order creating same or altering its boundaries, as well as such information necessary to maintain an up-to-date list of its officers; requiring the Commission to file such information for public inspection; providing penalties for violation; repealing all conflicting laws; providing a savings clause; and declaring an emergency."

Senate Bill 266 on Second Reading

On motion of Senator Kazen and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 266, A bill to be entitled "An Act amending Article 7122 of the Revised Civil Statutes of Texas (1925), as amended by the Acts of the 43rd Legislature, Regular Session, Chapter 192, so as to provide that the religious, educational or charitable organization included in the exemption under said Article may be incorporated, unincorporated or in trust form, so as to include in the exemption such of the property passing to or for the use of the United States or such organization as is irrevocably committed for use within the State of Texas; etc., and declaring an emergency."

The bill was read second time.

Senator Kazen offered the following committee amendment to the bill:

Amend S. B. 266 by striking out the word "provision" on line 1 of Sec. 4, and substituting in lieu thereof the word "provisions."

The committee amendment was adopted.

The bill, as amended, was passed to engrossment.

Senate Bill 266 on Third Reading

Senator Kazen moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 266 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Bracewell
Ashley	Colson

Corbin	Phillips
Fly	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lock	Secrest
Martin	Shireman
McDonald	Strauss
Moore	Wagonseller
Owen	Weinert
Parkhouse	Willis

Absent

Fuller	Latimer
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Absent—Excused

Lane	Moffett
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moore	Willis

Absent

Fuller	Latimer
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Absent—Excused

Lane	Moffett
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Committee Substitute House Bill 39 on Second Reading

On motion of Senator Ashley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

C.S.H.B. No. 39, A bill to be entitled "An Act regulating the issue and sale of securities issued or guaranteed by any insurance company; placing such regulation under the jurisdiction of the Board of Insurance Commissioners; vesting in the Board of Insurance Commissioners and conferring on said

Board the same powers, duties and authorities with respect to the regulation of securities issued or guaranteed by an insurance company as the Secretary of State now or hereafter has under the provisions of H. B. 521, Acts 1935, 44th Legislature, Chapter 100, Page 255, as heretofore or hereafter amended; defining certain terms; providing certain exceptions; providing for certain rules of construction; repealing all laws and parts of laws in conflict herewith; providing for a savings clause; and declaring an emergency."

The bill was read the second time.

(Senator Weinert in the Chair.)

Senator Bracewell offered the following amendment to the bill:

Amend C. S. for H. B. 39 by striking out the words "Board of Insurance Commissioners" in Section 3 and substituting the words "Secretary of State."

On motion of Senator Ashley the amendment was tabled by the following vote:

Yeas—17

Ashley	Parkhouse
Fly	Ratliff
Hardeman	Roberts
Hazlewood	of Childress
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagon seller
Moore	Weinert

Nays—11

Aikin	Owen
Bracewell	Phillips
Colson	Roberts
Corbin	Rogers of Travis
Martin	Willis
McDonald	

Absent

Fuller

Absent—Excused

Lane Moffett

The bill was then passed to third reading.

Record of Votes

Senators Phillips and Bracewell asked to be recorded as voting "nay" on the passage of C. S. H. B. No. 39 to third reading.

Committee Substitute House Bill 39 on Third Reading

Senator Ashley moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 39 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Parkhouse
Ashley	Ratliff
Colson	Roberts
Fly	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagon seller
Martin	Weinert
Moore	Willis
Owen	

Nays—4

Bracewell	McDonald
Corbin	Phillips

Absent

Fuller

Absent—Excused

Lane Moffett

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Owen
Ashley	Parkhouse
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagon seller
Martin	Weinert
Moore	Willis

Nays—3

Bracewell	Phillips
McDonald	

Absent

Fuller

Absent—Excused

Lane Moffett

House Bills on First Reading

The following bills received from the House were read first time and referred to the committees indicated:

H. B. No. 413, To the Committee on Finance.

H. B. No. 302, To the Committee on Criminal Jurisprudence.

Senate Bill 377 on First Reading

Senator McDonald, by unanimous consent, moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Absent—Excused

Lane Moffett

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator McDonald:

S. B. No. 377, A bill to be entitled "An Act authorizing parts of county line school districts to be annexed to adjacent junior college districts for junior college purposes only; defining county line school districts; providing invalidity of portion of the Act shall not affect validity of remainder; and declaring an emergency."

To the Committee on Educational Affairs.

Senate Bill 176 on Second Reading

On motion of Senator Kelley, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 176, A bill to be entitled "An Act amending Section 1, Article III of Chapter 57, Acts of the 53rd Legislature. First Called Session, 1954, so as to extend the duration of the Special 138th District Court and the Special 139th District Court through August 31, 1958; and declaring an emergency."

The bill was read second time.

Senator Kelley offered the following amendment to the bill:

Amend Senate Bill 176 by deleting the words "first day of September" in the fourth line of the second paragraph of Section 1, Page 1 of said bill, and substituting in lieu thereof the following: "thirty-first day of August."

The amendment was adopted.

The bill, as amended, was passed to engrossment.

Record of Vote

Senator Hardeman asked to be recorded as voting "nay" on the passage of S. B. No. 176 to engrossment.

Senate Bill 176 on Third Reading

Senator Kelley moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 176 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Phillips
Bracewell	Ratliff
Colson	Roberts
Corbin	Rogers
Fly	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
McDonald	Weinert
Moore	Willis
Parkhouse	

Nays—2

Hardeman Martin

Absent

Ashley Owen
Fuller

Absent—Excused

Lane Moffett

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Hardeman, Aikin and Martin asked to be recorded as voting "nay" on the final passage of S. B. No. 176.

House Bill 61 on Second Reading

On motion of Senator Shireman, and by unanimous consent, the regular order of business was suspended to take up H. B. No. 61 for consideration at this time.

There was no objection offered.

The Presiding Officer laid before the Senate H. B. No. 61 on its second reading, with an amendment by Senator Shireman pending (the bill having been read second time on Thursday, March 24, 1955).

Question—Shall the amendment by Senator Shireman to H. B. No. 61 be adopted?

Senator Bracewell moved to table the amendment by Senator Shireman.

The motion to table was lost by the following vote:

Yeas—7

Aikin Owen
Bracewell Phillips
Corbin Strauss
Hazlewood

Nays—20

Ashley Martin
Colson McDonald
Fly Moore
Hardeman Parkhouse
Kazen Ratliff
Kelley Roberts
Latimer Rogers
Lock of Childress

Secrest
Shireman
Wagonseller

Weinert
Willis

Absent

Fuller Rogers of Travis

Absent—Excused

Lane Moffett

Question recurring on the amendment by Senator Shireman, it was adopted.

The bill, as amended, was passed to third reading.

Record of Vote

Senator Hardeman asked to be recorded as voting "nay" on the passage of H. B. No. 61 to third reading.

House Bill 61 on Third Reading

Senator Shireman moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 61 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin Owen
Ashley Parkhouse
Bracewell Phillips
Colson Ratliff
Corbin Roberts
Fly Rogers
Hazlewood of Childress
Kazen Rogers of Travis
Kelley Secrest
Latimer Shireman
Lock Strauss
Martin Wagonseller
McDonald Weinert
Moore Willis

Nays—1

Hardeman

Absent

Fuller

Absent—Excused

Lane Moffett

The Presiding Officer then laid the bill before the Senate on its third reading.

The bill was read third time.

On motion of Senator Shireman, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill was then finally passed.

Record of Vote

Senator Hardeman asked to be recorded as voting "nay" on the final passage of H. B. No. 61.

Senate Bill 305 on Second Reading

On motion of Senator Moore, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 305, A bill to be entitled "An Act authorizing and empowering the Board of Directors of the Texas A. and M. College to levy a regular student fee for the purpose of operating, maintaining and improving the Texas A. and M. College Memorial Student Center at the A. and M. College of Texas; fixing the amount of the fee; providing the purpose for which said fee shall be used; placing the control of the fees in the hands of the Board of Directors of the Texas A. and M. College; and declaring an emergency."

The bill was read second time and passed to engrossment.

Record of Votes

Senators Martin and Phillips asked to be recorded as voting "nay" on the passage of S. B. No. 305 to engrossment.

Senate Bill 305 on Third Reading

Senator Moore moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 305 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Kazen
Ashley	Kelley
Bracewell	Latimer
Colson	McDonald
Corbin	Moore
Fly	Owen
Hardeman	Parkhouse
Hazlewood	Ratliff

Roberts	Shireman
Rogers	Strauss
of Childress	Wagonseller
Rogers of Travis	Weinert
Secrest	Willis

Nays—2

Martin	Phillips
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Absent

Fuller	Lock
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Absent—Excused

Lane	Moffett
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Phillips, Fly and Martin asked to be recorded as voting "nay" on the final passage of S. B. No. 305.

Senate Bill 86 on Second Reading

On motion of Senator Aikin, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 86, A bill to be entitled "An Act providing for the certification of teachers, the professional service and administrative personnel of the public free schools of Texas who hold a bachelor degree or better from a college or university approved for teacher education by the State Board of Education upon recommendation of the State Commissioner of Education; etc.; and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following committee amendment to the bill:

Amend S. B. 86 by striking out the figures 13 in the last sentence of Section 1 and insert in lieu thereof the figures 12.

The committee amendment was adopted.

The bill, as amended, was passed to engrossment.

Senate Bill 86 on Third Reading

Senator Aikin moved that Senate Rule 32 and the Constitutional rule

requiring bills to be read on three several days be suspended and that Senate Bill No. 86 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Corbin	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moore	Willis

Absent

Fly	Fuller
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Absent—Excused

Lane	Moffett
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Corbin	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moore	Willis

Absent

Fly	Fuller
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Absent—Excused

Lane	Moffett
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Senate Bill 247 on Second Reading

On motion of Senator Willis and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its

second reading and passage to engrossment:

S. B. No. 247, A bill to be entitled "An Act to amend Article 7009, Revised Civil Statutes of Texas, 1925, increasing the number of members of the Livestock Sanitary Commission of the State of Texas from three to nine; providing for the qualification of each of the nine members; providing for the term of office from two to six years so that one term of office will expire in two years; providing for the appointment of a Chairman of said Commission; and providing that the present members shall continue to hold office for the terms for which they have been appointed; and declaring an emergency."

The bill was read the second time.

Senator Willis offered the following committee amendment to the bill:

Amend S. B. No. 247, Section 1 by deleting all of item (5) and substituting in lieu thereof the following: (5) sheep or goat raiser.

The committee amendment was adopted.

Senator Willis offered the following committee amendment to the bill:

Amend S. B. No. 247, Section 1 by changing the words "nine citizens" to six citizens.

The committee amendment was adopted.

Senator Willis offered the following committee amendment to the bill:

Amend S. B. No. 247, by striking out items (7), (8) and (9) in Section 1.

The committee amendment was adopted.

Senator Willis offered the following committee amendment to the bill:

Amend S. B. No. 247, by deleting the word "practioner" wherever it appears in said bill and inserting in lieu thereof the word "practitioner."

The committee amendment was adopted.

Senator Ashley offered the following amendment to the bill:

Amend S. B. 247, Section 1, by striking out the words "practitioner of veterinary medicine," where they appear in the bill and substitute therefor

the following: "one who has a financial active interest in a livestock auction market located in this State."

The amendment failed of adoption by the following vote:

Yeas—10

Ashley	McDonald
Corbin	Rogers of Travis
Kazen	Shireman
Lock	Strauss
Martin	Weinert

Nays—18

Aikin	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Fly	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kelley	Secrest
Latimer	Wagonseller
Moore	Willis
Owen	

Absent

Fuller

Absent—Excused

Lane	Moffett
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Senator Strauss offered the following amendment to the bill:

Amend S. B. 247 by adding the following at the end of Section 1: "Provided that the offices and headquarters of the Commission shall be located in the city of Austin, Texas."

Senator Willis moved to table the amendment.

The motion to table was lost by the following vote:

Yeas—13

Ashley	Phillips
Bracewell	Ratliff
Hardeman	Rogers
Kazen	of Childress
McDonald	Shireman
Owen	Wagonseller
Parkhouse	Willis

Nays—14

Aikin	Lock
Colson	Martin
Corbin	Moore
Fly	Rogers of Travis
Hazlewood	Secrest
Kelley	Strauss
Latimer	Weinert

Absent

Fuller	Roberts
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Absent—Excused

Lane	Moffett
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Question recurring on the amendment, it was adopted.

On motion of Senator Willis and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

Senate Bill 247 on Third Reading

Senator Willis moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 247 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	McDonald
Bracewell	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Ratliff
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Latimer	Wagonseller
Lock	Weinert
Martin	Willis

Nays—1

Ashley

Absent

Fuller	Shireman
Phillips	Strauss
Roberts	

Absent—Excused

Lane	Moffett
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Ashley, Lock, Hardeman, Parkhouse and Kazen asked to be recorded as voting "Nay" on the final passage of S. B. No. 247.

Senate Bill 254 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 254, A bill to be entitled "An Act requiring the taking of a course in history, ideals, and traditions of the American way of life by every person receiving a degree from any state supported College or University; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 254 on Third Reading

Senator Hardeman moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 254 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moore	

Absent

Fuller

Absent—Excused

Lane Moffett

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 151 on Second Reading

On motion of Senator Owen and by unanimous consent, the regular order of business was suspended to take up

for consideration at this time on its second reading and passage to engrossment:

S. B. No. 151, A bill to be entitled "An Act providing for the employment of a manager, tax assessor and collector, and other employees, by the directors of water improvement districts operating under contract with the Department of the Interior of the United States of America, the major portion of the irrigation works for which district shall have been constructed under authority of the United States; etc., and declaring an emergency."

The bill was read the second time.

Senator Owen offered the following committee amendment to the bill:

Amend S. B. No. 151 by adding to Section 1 after the words "United States" at end of paragraph the following:

"Comma, and by using the water from Elephant Butte Dam Project."

The committee amendment was adopted.

On motion of Senator Owen and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

Senate Bill 151 on Third Reading

Senator Owen moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 151 be placed on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—26

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Roberts
Corbin	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moore	

Absent

Fly Ratliff
Fuller

Absent—Excused

Lane Moffett

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Parkhouse
Ashley	Phillips
Bracewell	Roberts
Colson	Rogers
Corbin	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moore	Willis
Owen	

Absent

Fly Hazlewood
Fuller Ratliff
Hardeman

Absent—Excused

Lane Moffett

Presentation of Guests

Senator Rogers of Travis, by unanimous consent, presented the Girl Scout Troop No. 162 and Troop Leaders Mrs. C. M. Wilson and Mrs. Colthorpe to the Members of the Senate.

Adjournment

On motion of Senator Ashley the Senate at 4:17 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

FORTY-SECOND DAY

(Wednesday, March 30, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Colson
Ashley	Corbin
Bracewell	Fly

Fuller	Phillips
Hardeman	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Latimer	Rogers of Travis
Lock	Secrest
Martin	Shireman
McDonald	Strauss
Moffett	Wagonseller
Moore	Weinert
Owen	Willis
Parkhouse	

Absent—Excused

Lane

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Our Father, two forces operate in this world: constructive and destructive. Winter kills; spring revives; sin kills and blights our fairest hopes; grace restores. Let the Sun of righteousness rise in our souls to revive and restore the joys of Thy salvation. For Christ's sake. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Senate Resolution 159

Senator Parkhouse offered the following resolution:

Whereas, We are honored to have in the gallery of the Senate, the Southern Methodist University Baseball Team, from Dallas, Texas, accompanied by their coach, Mr. Alex Hooks; and

Whereas, The team is here to meet the University of Texas baseball team, they are using their leisure time to visit the Capitol and learn at firsthand the workings of their State Government, and in particular the Senate; and now, therefore, be it

Resolved, That we officially recognize and welcome these outstanding baseball players from one of the Nation's great universities; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to each of them in recognition of their visit.

The resolution was read and was adopted.

Senator Parkhouse, by unanimous